

Senate File 362

H-1268

1 Amend Senate File 362, as passed by the Senate, as  
2 follows:  
3 1. Page 1, after line 14 by inserting:  
4 <Sec. \_\_\_\_\_. NEW SECTION. 232.101A Transfer of  
5 guardianship of child to custodian.  
6 1. After a dispositional hearing the court may  
7 enter an order transferring guardianship of the child  
8 to a custodian if all of the following conditions are  
9 met:  
10 a. The person receiving guardianship meets the  
11 definition of custodian under section 232.2, subsection  
12 11.  
13 b. The person receiving guardianship has assumed  
14 responsibility for the child for at least the six  
15 consecutive months prior to filing of the petition  
16 under this division and has maintained placement of  
17 the child since the filing of the petition under this  
18 division.  
19 c. The parent of the child does not appear at the  
20 dispositional hearing, or the parent appears at the  
21 dispositional hearing, does not object to the transfer  
22 of guardianship, and agrees to waive the requirement  
23 for making reasonable efforts.  
24 2. If the court transfers guardianship pursuant to  
25 subsection 1, the court may close the child in need of  
26 assistance case by transferring jurisdiction over the  
27 child's guardianship to the probate court. The court  
28 shall inform the proposed guardian of the guardian's  
29 reporting duties under section 633.669 and other duties  
30 under chapter 633. Upon transferring jurisdiction, the  
31 court shall direct the probate clerk, once the proposed  
32 guardian has filed an oath of office and identification  
33 in accordance with section 602.6111, to issue letters  
34 of appointment for guardianship and docket the case in  
35 probate. Records contained in the probate case file  
36 that were copied or transferred from the juvenile court  
37 file concerning the case shall be subject to section  
38 232.147 and other confidentiality provisions of this  
39 chapter for cases not involving juvenile delinquency.>  
40 2. Title page, line 1, after <to> by inserting  
41 <transfer of guardianship and to>  
42 3. By renumbering as necessary.

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WESSEL-KROESCHELL of Story

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DAWSON of Woodbury